

Minutes.....February 1, 2000

9:00 a.m.

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, February 1, 2000 the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Bob Anderson, Commissioner
Gary Feland, Commissioner
Bob Rowe Commissioner

APPEARANCE

Denise Peterson, Joel Tierney

(49) In the matter of the Commission's discussion of Docket No. D99.7.180 - IBEW v MPC - Complaint; Commissioner Rowe moved to dismiss the complaint due lack of jurisdiction. Commissioner Feland seconded the motion, which passed 4-0-1. Commissioner's McCaffree, Feland, Anderson and Rowe voted aye. Commissioner Fisher abstained.

APPEARANCE

Denise Peterson, Will Rosquist

(50) In the matter of the Commission's discussion of Docket No. D99.7.180 - IBEW v MPC – Billing Options; Commissioner Rowe moved to send a letter as comm letter, subject to extensive editing, with utility sending document, comm collective signature. Commissioner Anderson seconded the motion, which passed unanimously.

(51) In the matter of the Commission's discussion of Docket No. D97.7.90 – MPC Electric Restructuring – Interim rate adjustment filing; Commissioner Rowe moved to approve the Interim Rate Reduction to eliminate regulatory asset costs, continue accounting orders for QF costs, and approve termination of accounting order for regulatory assets. Commissioner Anderson seconded the motion, which passed unanimously.

Minutes.....February 1, 2000

9:00 a.m.

There being no further business to come before the Commission the meeting was adjourned.

DAVE FISHER, Chairman

NANCY McCaffree, Vice Chair

BOB ANDERSON, Commissioner

GARY FELAND, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

Minutes.....February 7, 2000

10:00 a.m.

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, February 7, 2000, the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Bob Anderson, Commissioner
Gary Feland, Commissioner

Commissioner Rowe was in Denver, but left votes with the Commission Secretary. Commissioner Anderson was in Missoula with a family emergency, but left his votes with the Commission Secretary.

APPEARANCE

Dan Elliott, Administrator
Utility Division

(52) In the matter of AT&T COMMUNICATION, INC., Docket No. N2000.1.; On January 21, 2000, AT&T Communications, Inc., filed Tariff Transmittal 2000-02 requesting a modification to AT&T Digital Link ("ADL") Local Service Area language, introduces a new mileage band structure and increases several ADL rates. AT&T proposes these rates become effective February 22, 2000. Commissioner McCaffree moved to approve the tariff transmittal. Commissioner Feland seconded the motion, which passed unanimously. Commissioner's Anderson and Rowe voted aye.

(53) In the matter of MCI WorldCom, Inc., D99.12.280; On December 21, 1999, MCI WorldCom, Inc and Sprint Corporation request the Commission approval to transfer control of Sprint's Montana operating subsidiaries to MCI WorldCom. This request is being made to implement the October 4, 1999, agreement and plan merger by MCI WorldCom and Sprint, pursuant to which MCI WorldCom will acquire control of Sprint and is Montana operating companies. Commissioner Feland moved to approve the request to transfer control of Sprint's Montana operating subsidiaries to MCI WorldCom. Commissioner McCaffree seconded the motion, which passed unanimously. Commissioner's Anderson and Rowe voted aye.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(54) In the matter of TN2010 - Karst Stage, Inc., Bozeman, Montana requests permission to continue to suspend PSC No. 3596, Subs F & J, only for a twelve month period, January 28, 2000 to January 28, 2001. These subs represent Class A, scheduled passenger service.

Class A - Person (mail, baggage and express in the same vehicle with persons) between Livingston and Gardiner, Montana, over U.S. Highway 89.

Class A - Persons (mail, baggage and express in the same vehicle with persons) between Red Lodge and Silver Gate, Montana, over U.S. Highway 12 during Yellowstone Park Season only.

Commissioner McCaffree moved to approve the request to continue to suspension of PSC 3596 for a period of one year. Commissioner Feland seconded the motion, which passed unanimous. Commissioner's Rowe and Anderson voted aye.

Minutes.....February 7, 2000

10:00 a.m.

There being no further business to come before the Commission the meeting was adjourned.

DAVE FISHER, Chairman

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

GARY FELAND, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

Minutes.....February 8, 2000

9:00 a.m.

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, February 8, 2000 the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Gary Feland, Commissioner
Bob Rowe Commissioner

Commissioner Anderson participated in these work sessions via telephone from Missoula.

APPEARANCE
Denise Peterson

(55) In the matter of the Commission's discussion of D2000.1.11 – USWC's Sale of Exchanges to Citizens; Commissioner McCaffree moved to issue the Notice of Application and Intervention Deadline. Commissioner Rowe seconded the motion, which passed unanimously.

APPEARANCE
Janet Ellis

(56) In the matter of the Commission's discussion of D99.8.205 – USWC – Detariff Toll and Operator Services – Motion to Change Date of Hearing; Commissioner Rowe moved to vacate the hearing date and directed staff to work with parties to establish new hearing date. Commissioner McCaffree seconded the motion, which passed unanimously.

APPEARANCE
Joel Tierney, Bob Anderson (via telephone)

(57) In the matter of the Commission's discussion of hosting the NCRUCE in June, 2001; Commissioner Anderson moved to offer to Montana as the Host Commission with the qualification that the Montana PSC's involvement is limited to: Finding the site; making initial hotel arrangements; completing a site review; manning the reservation desk; these are to be supplemented by hiring a private meetings planner. Commissioner McCaffree seconded the motion, which passed unanimously.

Minutes.....February 8, 2000

9:00 a.m.

There being no further business to come before the Commission the meeting was adjourned.

DAVE FISHER, Chairman

NANCY McCaffree, Vice Chair

BOB ANDERSON, Commissioner

GARY FELAND, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

Minutes.....February 14, 2000

10:00 a.m.

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, February 14, 2000, the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Bob Anderson, Commissioner
Gary Feland, Commissioner
Bob Rowe Commissioner

No Utility Division Agenda

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(58) In the matter of TN2011 - Dick Irvin, Inc., Shelby, Montana requests permission to continue the lease of PSC No. 9392 to Irvin, Inc. and Mico, Inc. dba I & T Transfer, Shelby, Montana for a one year period, January 6, 2000 to January 6, 2001.

Class B - Property within the town of Fairfield, Montana, and to or from points tributary thereto, but within a distance not exceeding fifty (50) miles in any direction from said town, and the transportation of building materials only within a distance not exceeding 150 miles in any direction from said town of Fairfield. Limitation: Transportation of ashes, trash, waste, refuse, rubbish and garbage is prohibited.

Class B - Property in Oilmont, Montana, and in the oil fields tributary thereto, but within a distance not exceeding fifty (50) miles in any direction from said town. Limitations: The transportation of property between points served by rail carriers, or between points served by a motor carrier operating between fixed termini or over a regular route, is prohibited. Transportation of ashes, trash, waste, refuse, rubbish and garbage is prohibited.

Class B - Property within the City of Conrad, Montana, and to or from points tributary thereto, but within a distance not exceeding fifty (50) miles in any direction from said town. Limitations: The transportation of property between points served by rail carriers, or between points served by a motor carrier operating between fixed termini, or over a regular route, is prohibited. Transportation of ashes, trash, waste, refuse, rubbish and garbage is prohibited.

Commissioner Feland moved to approve the continued lease of PSC No. 9392. Commissioner Rowe seconded the motion, which passed unanimously.

Minutes.....February 14, 2000

10:00 a.m.

(59) In the matter of TN2012 - Gertrude L. Herman dba Taxi, Billings, Montana requests immediate cancellation of PSC No. 9398.

Class B -Passengers within the City of Roundup, Montana and a fifty (50) miles radius thereof.
Limitations: 1) Transportation within Yellowstone County is prohibited, 2) Transportation is restricted to service in vehicles with seating capacity of five (5) people or less.

Commissioner McCaffree moved to cancel PSC No. 9398 immediately. Commissioner Rowe seconded the motion, which passed unanimously.

(60) In the matter of TN2013 - Marc W. Johnson, Ronan, Montana requests permission to continue the lease of PSC No. 1448 to Flathead Disposal, Inc., Ronan, Montana for a one year period, January 12, 2000 to January 12, 2001.

Class D - Ashes, trash, waste, refuse, rubbish, garbage, organic and inorganic matter within the town of Ronan, Montana, and between all points and places within a fifty (50) mile radius thereof.
Limitations: Transportation is prohibited within a three and one half mile (3.5 mile) radius of the junction of U.S. Highway 90 and U.S. Highway 93 (approximately 3.5 miles south of Evaro hill), with the EXCEPTION of movements which originate in that area and terminate in Ronan, Montana, or originate in Ronan and terminate in the 3.5 mile radius area.

Commissioner Rowe moved to approve the one-year continuation of the lease. Commissioner Feland seconded the motion, which passed unanimously.

(61) In the matter of TN2014 - Flathead Disposal, Inc., Ronan, Montana requests permission to continue the lease of PSC No. 2870 to Don Tromp, Marc Johnson, Stuart Rubel and Robert McCrea a partnership dba Mission Valley Disposal, Ronan, Montana for a one year period, January 17, 2000 to January 17, 2001.

Class D - Garbage and refuse, authorized to serve an area whose eastern, western and southern boundaries are defined as the arc on the circumference of a 35 mile radius circle whose center originates at Polson, Montana and whose northern boundary is defined as a cord of the 35 mile radius circle running tangent to a 10 mile radius circle whose center originates at Ronan, Montana.
Carrier is allowed to transport authorized commodities to certified landfills from territory authorized.

Commissioner Rowe moved to approve the one-year continuation of the lease. Commissioner McCaffree seconded the motion, which passed unanimously.

APPEARANCE

Laura Calkin
Centralized Services

(62) In the matter of the approval of Commission Minutes; Commissioner McCaffree moved to approve the Commission Minutes for the weeks of December 20, 1999, January 3, 2000 and January 10, 2000. Commissioner Rowe seconded the motion, which passed unanimously.

Minutes.....February 14, 2000

10:00 a.m.

There being no further business to come before the Commission the meeting was adjourned.

DAVE FISHER, Chairman

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

GARY FELAND, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

Minutes.....February 15, 2000

9:00 a.m.

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, February 15, 2000 the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Bob Anderson, Commissioner
Gary Feland, Commissioner
Bob Rowe Commissioner

APPEARANCE

Robin McHugh

(63) In the matter of the Commission's discussion of Docket No. D99.8.200 - USW/Qwest Merger – Pro Hac Vice Applications; Commissioner Rowe moved to approve the Pro Hac Vice Applications of Kevin Pernell (USWC), Mary Callahan (Qwest) and Ronald Wiltsie (Qwest). Commissioner McCaffree seconded the motion, which passed unanimously.

(64) In the matter of the Commission's discussion of Docket Nos. D99.11.252 and D2000.1.3 – McLeod USA and TW Wireless – Interconnection Agreements; Commissioner Rowe moved to approve the Interconnection Agreement for D99.11.252 - McLeod USA with modifications to (B)4.1 (language), (B) 5.4 (billing language); (A)3.12 (notification default language); and (A)3.16.3 dispute language). Commissioner Feland seconded the motion, which passed unanimously. Commissioner Rowe moved to grant Interim Approval to the Interconnection Agreement for D2000.1.3 – TW Wireless. Commissioner McCaffree seconded the motion, which passed unanimously.

(65) In the matter of the Commission's discussion of Docket No. D2000.2.19 – Avista Communications – Request for Temporary Suspension of duty number 251(B); Commissioner Rowe moved to notice an Application for Exemption under Section 251(F)(2) and suspend 251(B)(2) pertaining to number portability. Commissioner McCaffree seconded the motion, which unanimously.

APPEARANCE

Martin Jacobson, Wayne Budt

(66) In the matter of the Commission's discussion of L-99.6.7-RUL – PSC Fee Rules – Pre-Notice Amendments; Commissioner Rowe moved to approve the amendments and include in the notice of rules 1) Repeal 7-1-2000 and 2) Application Fees (1 fee of \$100.00). Commissioner Feland seconded the motion, which passed unanimously.

(67) In the matter of the Commission's discussion of Class D Landfill – Interpretation of Landfill Closure Provision; Commissioner Rowe moved to issue a Notice of Proposed Rulemaking inclusive of the provisions addressed in the February 13, 2000 memorandum. Commissioner McCaffree seconded the motion, which passed unanimously.

Minutes.....February 15, 2000

9:00 a.m.

There being no further business to come before the Commission the meeting was adjourned.

DAVE FISHER, Chairman

NANCY McCaffree, Vice Chair

BOB ANDERSON, Commissioner

GARY FELAND, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, February 21, 2000, the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Bob Anderson, Commissioner
Gary Feland, Commissioner
Bob Rowe Commissioner

APPEARANCE

Dan Elliott, Administrator
Utility Division

(68) In the matter of CENTURYTEL SERVICE GROUP Docket N2000.2.16; On February 1, 2000, CenturyTel filed Transmittal No. 2000-01 to revise the Digital Switched Service Schedule. Due to the increasing demand for Transport Loops in excess of three miles, CenturyTel is adding a DSS Transport Loop rate. In addition, PBX specific references have been removed. Commissioner Rowe moved to approve the tariff filing. Commissioner Feland seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(69) In the matter of T-00.21.PCNT - Joseph L. Garcia dba Mining City Taxi, Butte, Montana has applied for a temporary operating authority allowing:

Class B – Passengers between all points and places in Butte, Montana and a sixty (60) mile radius thereof. LIMITATION: Transportation is limited to four passengers or less per transportation movement.

Applicant has filed the required permanent application for notice in the March, 2000 Monthly Notice. Commissioner McCaffree moved to deny the application for temporary authority. Commissioner Rowe seconded the motion, which passed unanimously.

(70) In the matter TN2015 - Fred M. Zweifel dba Circle Z Enterprises, Virginia City, Montana requests permission to suspend PSC No. 9270 for the period February 11, 2000 to May 26, 2000.

Class B - Passengers within the City of Virginia City and a two-mile radius thereof.
Commissioner Feland moved to grant the request for suspension of PSC No. 9270. Commissioner Rowe seconded the motion, which passed unanimously.

(71) In the matter of TN2016 - Cody Bus Lines, Inc., Red Lodge, Montana requests the immediate cancellation of the Class A operating authority, only, issued under PSC No. 8968.

Class A - Persons, baggage, newspapers and express between Billings, Montana, and the Wyoming-Montana state line over Interstate 90 from Billings to Laurel and over U.S. 310 from Laurel to the state line serving all intermediate points. Limitations: Express transported is limited to that weighing fifty (50) pounds or less. Transportation of money, currency, coin, bullion, negotiable and non-negotiable securities, negotiable and non-negotiable bank checks and other valuables requiring special handling and security is prohibited.

Minutes.....February 21, 2000

10:00 a.m.

Commissioner McCaffree moved to grant the request for cancellation of PSC No. 8968. Commissioner Rowe seconded the motion, which passed unanimously.

(72) In the matter of TN2017 - Robert J. Kipper, Richard D. Massengale, Daniel R. Warden and Joseph W. Yuricic dba Limousines of Helena LLP, Helena, Montana request permission to lease PSC No. 9020 to Limousines of Helena LLP, Helena, Montana for a 12 month period, February 17, 2000 to February 17, 2001.

Class B - Passengers by limousine between all points and places within a fifty (50) mile radius of Helena, Montana, and within all points and places in Jefferson County; also from all of the foregoing points to all points in Montana, and from all points in Montana to all of the foregoing points. Limitations: 1) Transportation is limited to nine (9) passengers and further limited to limousine transportation only. 2) Transportation as a jitney or taxi is prohibited. 3) Reservations for limousine service must be made at least eight (8) hours in advance. 4) Transportation which originates in Silver Bow, Deer Lodge, Granite, Powell, Beaverhead, Ravalli and Cascade Counties is prohibited; however, transportation which originates in Jefferson County or points within a fifty (50) mile radius of Helena and which is performed as a continuous round trip movement to points in Silver Bow, Deer Lodge, Granite, Powell, Beaverhead, Ravalli, and Cascade Counties and return may be performed.

Commissioner Anderson moved to approve the request to lease for one year. Commissioner McCaffree seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

DAVE FISHER, Chairman

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

GARY FELAND, Commissioner

ATTEST:

BOB ROWE, Commissioner

Kathlene M. Anderson
Commission Secretary

(SEAL)

Minutes.....February 23, 2000

10:00 a.m.

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on February 23, 2000 the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Gary Feland, Commissioner
Bob Rowe Commissioner

Commissioner Anderson was absent and did not vote on the following items.

APPEARANCE

Robin McHugh, Scott Fabel, Mike Lee

(73) In the matter of the Commission's discussion of Docket No's. D99.12.277 – Deaveraging Network Element Rates; Commissioner Rowe moved to deny USWC's objection and instruct USWC to provide the information to the extent that the analysis has already been done and will not require additional model runs. Commissioner McCaffree seconded the motion, which passed unanimously.

Commissioner Rowe moved to deny USWC objection to AT&T (002) and sustain USWC Objection to AT&T (006). Commissioner Feland seconded the motion, which failed 2-2. Commissioner's Fisher and Rowe voted aye. Commissioner's McCaffree and Feland dissented.

Commissioner Rowe moved to deny AT&T (002). Commissioner Feland seconded the motion, which passed 3-1. Commissioner's Fisher, McCaffree and Rowe voted aye. Commissioner Feland dissented.

Commissioner Rowe moved to sustain AT&T(006). Commissioner McCaffree seconded the motion, which passed unanimously.

Commissioner Rowe moved to vacate the April hearing date and directed staff to revise the Procedural Schedule. Commissioner Feland seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt

(74) In the matter of the Commission's discussion of Docket No. T-00.3.PCN – T-00.3.PCN - On December 21, 1999 Duane Murray dba Country Home, Malta, Montana filed an application for intrastate operating authority allowing the following:

Class B – Non-emergency medical passengers between all points and places in the State of Montana. LIMITATION: All transportation movements must originate or terminate in Phillips County, Montana.

The application was noticed to the public on January 6, 2000 and the protestant has withdrawn his protest. Commissioner Feland moved to grant the application and issue a Revised Notice of Application changing "patients" to "passengers". Commissioner Rowe seconded the motion, which passed unanimously.

Minutes.....February 23, 2000

10:00 a.m.

There being no further business to come before the Commission the meeting was adjourned.

DAVE FISHER, Chairman

NANCY McCaffree, Vice Chair

BOB ANDERSON, Commissioner

GARY FELAND, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Wednesday, February 23, 2000 the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Gary Feland, Commissioner
Bob Rowe Commissioner

Commissioner Anderson was absent, but left his votes with the Commission Secretary. Starting at Item #76, Commissioner McCaffree had to leave for a speaking engagement. She left her proxy on each item to Chairman Fisher.

APPEARANCE

Janet Ellis, Scott Fabel

(75) In the matter of the Commission's discussion of N2000.2.17 – Central Montana Communications, Inc. - Tariff; Commissioner Rowe moved to approve the request to amend and approve the waiver of the 60-day notice rule (69.3.903). Commissioner Feland seconded the motion, which passed unanimously. Commissioner Anderson voted aye.

APPEARANCE

Janet Ellis, Kate Whitney

(76) In the matter of the Commission's discussion of the investigation into possible cramming by ICT/American Internet; Commissioner McCaffree moved to notice the complaint (seek full credit or refund of all charges billed by Integretel and impose \$1000.00 fine for each of the 725 instances). Commissioner Feland seconded the motion, which passed unanimously. Commissioner Anderson voted aye.

APPEARANCE

Martin Jacobson

(77) In the matter of the Commission's discussion of L-99.6.6-RUL – Protective Order Rules; Commissioner Rowe moved to approve the draft rules for Notice of Hearing subject to minor editing. Commissioner Feland seconded the motion, which passed unanimously. Commissioner Anderson voted aye. Chairman Fisher voted Commissioner McCaffree aye.

(78) In the matter of the Commission's discussion of L-99.10.10-RUL – Practice Rules; Commissioner Rowe moved to approve the draft Notice of Adoption and Position Statement to be included in the Blue Book. Commissioner Feland seconded the motion, which passed unanimously. Commissioner Anderson voted aye. Chairman Fisher voted Commissioner McCaffree aye.

APPEARANCE

Wayne Budt, Laura Calkin

(79) In the matter of the Commission's discussion of staff travel; Commissioner Rowe moved to approve out-of-state travel for Jay Driscoll to attend a ROC meeting in Omaha, Nebraska on April 2-4, 2000 and for Kate Whitney to attend an OSS meeting in Utah in March, 2000. Commissioner Feland seconded the motion, which passed unanimously. Commissioner Anderson voted aye. Chairman Fisher voted Commissioner McCaffree aye.

Minutes.....February 23, 2000

9:00 a.m.

There being no further business to come before the Commission the meeting was adjourned.

DAVE FISHER, Chairman

NANCY McCaffree, Vice Chair

BOB ANDERSON, Commissioner

GARY FELAND, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

Minutes.....February 23, 2000

4:00 p.m.

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Wednesday, February 23, 2000 the following members were present:

Dave Fisher, Chairman
Bob Anderson, Commissioner
Gary Feland, Commissioner
Bob Rowe Commissioner

Commissioner McCaffree had to leave for a speaking engagement but left her proxy to Chairman Fisher.

APPEARANCE

(80) In the matter of the Commission's discussion of Docket No. D99.8.176 – MPC Gas Rate Case – Settlement Discussion; Commissioner Rowe moved to suspend the remaining pre-hearing procedural schedule, vacate the hearing, directed staff to schedule an initial Preliminary Settlement Presentation for February 29, 2000 at 9:00 a.m. and further directed staff to convene an attorney conference. Commissioner Feland seconded the motion, which passed unanimously. Chairman Fisher voted Commissioner McCaffree aye.

There being no further business to come before the Commission the meeting was adjourned.

DAVE FISHER, Chairman

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

GARY FELAND, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, February 28, 2000, the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Bob Anderson, Commissioner
Gary Feland, Commissioner
Bob Rowe Commissioner

APPEARANCE

Dan Elliott, Administrator
Utility Division

(81) In the matter of MDU - Docket D2000.12; On January 21, 2000, Montana-Dakota Utilities Co. filed a request for a waiver from two Pipeline Safety Regulations. These waivers were discussed in a work session held on February 15, 2000. Commissioner McCaffree moved to approve the request for waiver. Commissioner Feland seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(82) In the matter of TN2018 - Jill Michelle Richards dba Whitefish Taxi and Kiddie Cab, Whitefish, Montana requests permission to suspend PSC No. 9385 for a six month period, February 20, 2000 to August 20, 2000.

Class B - Passengers between all points and places within Whitefish, Montana and an eleven (11) mile radius thereof. Limitations: 1) Transportation is prohibited south on U.S. Highway 2 at the intersection of U.S. Highway 2 and 40. 2) Transportation is restricted to that provided by vehicles with rated seating capacity of seven or less. 3) Transportation in limousine service is prohibited. 4) Transportation of Burlington Northern crews is prohibited. 5) Transportation of skiers is prohibited to or from the Big Mountain Ski area from Thanksgiving Day through Easter Sunday. 6) Transportation to or from the airport is prohibited.

Commissioner Rowe moved to grant the request to suspend for a period of six months. Commissioner McCaffree seconded the motion, which passed unanimously.

(83) In the matter of TN2019 -Charles Kelly dba Frank's Service, Kalispell, Montana requests permission to lease PSC No. 2636 to Frank's Service, Inc., Kalispell, Montana for a six month period February 28, 2000 to August 28, 2000 pending completion of a Sale and Transfer procedure.

Class D - Garbage and refuse only, within the City of Kalispell, Montana, and to or from points tributary thereto, but within a distance not exceeding seven (7) miles in any direction from said city; between Kalispell, Montana and the Kalispell Air Force Station at Lakeside, Montana; and between Kalispell, Montana and the Radar Installation on top of Blackfoot Mountain.

Commissioner Rowe moved to grant the request to lease PSC 2636 for a period of six months. Commissioner McCaffree seconded the motion, which passed unanimously.

(84) In the matter of TN2020 -Charles Kelly dba Kelly's Haulaway, Kalispell, Montana requests permission to lease PSC No. 8976 to Kelly's Haul Away, Inc., Kalispell, Montana for a six month period

Minutes.....February 28, 2000

10:00 a.m.

February 28, 2000 to August 28, 2000 pending completion of a Sale and Transfer procedure.

Class D - Garbage, refuse, and other items both organic and inorganic within the City of Kalispell, Montana, and between points and places within a ten-(10) mile radius of the City of Kalispell.

Class C - Scrap materials within the City of Kalispell, Montana, and between points and places within a ten (10) mile radius of the City of Kalispell. Limitations: Transportation of ashes, trash, waste, refuse, rubbish and garbage is prohibited.

Commissioner Rowe moved to grant the request to lease PSC No. 8976 for a period of six months. Commissioner McCaffree seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

DAVE FISHER, Chairman

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

GARY FELAND, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

Minutes.....February 28, 2000

10:30 a.m.

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Monday, February 28, 2000 the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Bob Anderson, Commissioner
Gary Feland, Commissioner
Bob Rowe Commissioner

APPEARANCE

Robin McHugh, Mike Lee, Bonnie Lorang, Scott Fabel, Jay Driscoll, Kate Whitney, Marla Larson

(85) In the matter of the Commission's discussion of Docket No. D99.12.264 – New Edge/USW – Interconnection Agreement; Commissioner Rowe moved to approve the Interconnection Agreement. Commissioner McCaffree seconded the motion, which passed unanimously.

APPEARANCE

Janet Ellis

(86) In the matter of the Commission's discussion of Docket No. D99.8.205 – Detariff of Operator Services; Commissioner McCaffree moved to schedule the matter for hearing on April 11, 2000. Commissioner Rowe seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

DAVE FISHER, Chairman

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

GARY FELAND, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

Minutes.....February 28, 2000

1:30 p.m.

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on February 28, 2000 the following members were present:

Dave Fisher, Chairman
Nancy McCaffree, Vice Chair
Bob Anderson, Commissioner
Gary Feland, Commissioner
Bob Rowe Commissioner

APPEARANCE

Denise Peterson, Will Rosquist

(87) In the matter of the Commission's discussion of Docket No. D99.12.282 – Default Supplier Proceeding; Commissioner Feland moved to indefinitely suspend the Procedural Schedule on the designation process. Commissioner Fisher seconded the motion, which passed 3-2. Commissioner's Fisher, Feland and Anderson voted aye. Commissioner's McCaffree and Rowe dissented.

Commissioner Rowe moved to direct staff to prepare a Procedural Schedule to address Default Supplier issues. Commissioner McCaffree seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

DAVE FISHER, Chairman

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

GARY FELAND, Commissioner

BOB ROWE, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

Minutes.....March 1, 2000

9:00 a.m.